

**SUPREME COURT MINUTES
MONDAY, DECEMBER 9, 2013
SAN FRANCISCO, CALIFORNIA**

S214022 H036579 Sixth Appellate District **PEOPLE v. TILBURY
(DANIEL LEE)**

The time for granting or denying review in the above-entitled matter is hereby extended to January 16, 2014.

S214031 E055801 Fourth Appellate District, Div. 2 **PEOPLE v. SILVA (KEITH)**

The time for granting or denying review in the above-entitled matter is hereby extended to January 15, 2014.

S214032 H038464 Sixth Appellate District **TILBURY (DANIEL LEE) ON
H.C**

The time for granting or denying review in the above-entitled matter is hereby extended to January 16, 2014.

S214284 B247837 Second Appellate District, Div. 1 **CARRILLO (JEROME) ON
H.C.**

The time for granting or denying review in the above-entitled matter is hereby extended to February 10, 2014.

S107653 **PEOPLE v. CRAWFORD
(CHARLES EDWARD)**

Extension of time granted

Good cause appearing, and based upon counsel David Joseph Macher's representation that the appellant's opening brief is anticipated to be filed by December 31, 2014, counsel's request for an extension of time in which to file that brief is granted to February 3, 2014. After that date, only six further extensions totaling about 335 additional days will be granted.

An application to file an overlength brief must be served and filed no later than 60 days before the anticipated filing date. (See Cal. Rules of Court, rule 8.631(d)(1)(A)(ii) & (B)(ii).)

S116307**PEOPLE v. FLORES III
(ALFRED)**

Extension of time granted

The application of appellant for relief from default for the failure to timely file appellant's request for extension of time is granted.

Good cause appearing, and based upon counsel Robert Derham's representation that the appellant's reply brief is anticipated to be filed by February 12, 2014, counsel's request for an extension of time in which to file that brief is granted to January 13, 2014. After that date, only one further extension totaling about 30 additional days is contemplated.

An application to file an overlength brief must be served and filed no later than 60 days before the anticipated filing date. (See Cal. Rules of Court, rule 8.631(d)(1)(A)(ii) & (B)(ii).)

S136171**PEOPLE v. WESSON
(MARCUS DELON)**

Extension of time granted

Good cause appearing, and based upon counsel Mark E. Cutler's representation that the appellant's opening brief is anticipated to be filed by August 31, 2014, counsel's request for an extension of time in which to file that brief is granted to February 7, 2014. After that date, only four further extensions totaling about 206 additional days will be granted.

An application to file an overlength brief must be served and filed no later than 60 days before the anticipated filing date. (See Cal. Rules of Court, rule 8.631(d)(1)(A)(ii) & (B)(ii).)

S142959**PEOPLE v. YOUNG
(DONALD RAY) & YOUNG
(TIMOTHY JAMES)**

Extension of time granted

On application of appellant Donald Ray Young and good cause appearing, it is ordered that the time to serve and file appellant's opening brief is extended to February 11, 2014.

S173875**RIGGS (BILLY RAY) ON H.C.**

Extension of time granted

Good cause appearing, and based upon Deputy Attorney General Arlene A. Sevidal's representation that the informal response to the petition for writ of habeas corpus is anticipated to be filed by January 13, 2014, counsel's request for an extension of time in which to file that document is granted to January 13, 2014. After that date, no further extension is contemplated.

S204529**HAJEK (STEPHEN EDWARD)
ON H.C.**

Extension of time granted

Good cause appearing, counsel's request for an extension of time in which to file the reply to the informal response to the petition for writ of habeas corpus is granted to January 27, 2014. The court anticipates that after that date, only three further extensions totaling about 156 additional days will be granted. Counsel is ordered to inform his or her supervising attorney, if any, of this schedule, and to take all steps necessary to meet it.

S211840

D062693 Fourth Appellate District, Div. 1

**PEOPLE v. LOPER (JAMES
ALDEN)**

Extension of time granted

On application of appellant and good cause appearing, it is ordered that the time to serve and file the opening brief on the merits is extended to December 13, 2013.

S213100

E055755 Fourth Appellate District, Div. 2

**WILLIAMS (LORING WINN)
v. CHINO VALLEY
INDEPENDENT FIRE
DISTRICT**

Extension of time granted

On application of appellant and good cause appearing, it is ordered that the time to serve and file the opening brief on the merits is extended to January 14, 2014.

No further extensions will be granted.

S213911**HAWTHORNE, JR.,
(ANDERSON) ON H.C.**

Extension of time granted

Good cause appearing, and based upon Supervising Deputy Attorney General Keith H. Borjon's representation that the informal response to the petition for writ of habeas corpus is anticipated to be filed by April 9, 2014, counsel's request for an extension of time in which to file that document is granted to February 7, 2014. After that date, only one further extension totaling about 60 additional days is contemplated.

S087533**PEOPLE v. POPS (ASWAD) &
WILSON (BYRON)**

Order filed

The order filed December 6, 2013, granting an extension of time in which to file the respondent's brief is corrected nunc pro tunc as to the case title.

S213611**HAASE ON DISCIPLINE**

Recommended discipline imposed

The court orders that EDWARD WILLIAM HAASE, State Bar Number 189819, is suspended from the practice of law in California for two years, execution of that period of suspension is stayed, and he is placed on probation for two years subject to the following conditions:

1. EDWARD WILLIAM HAASE is suspended from the practice of law for the first 60 days of probation;
2. EDWARD WILLIAM HAASE must comply with the other conditions of probation recommended by the Hearing Department of the State Bar Court in its Order Approving Stipulation filed on August 5, 2013; and
3. At the expiration of the period of probation, if EDWARD WILLIAM HAASE has complied with all conditions of probation, the two-years period of stayed suspension will be satisfied and that suspension will be terminated.

EDWARD WILLIAM HAASE must also take and pass the Multistate Professional Responsibility Examination within one year after the effective date of this order and provide satisfactory proof of such passage to the State Bar's Office of Probation in Los Angeles within the same period.

Failure to do so may result in suspension. (Cal. Rules of Court, rule 9.10(b).)

Costs are awarded to the State Bar in accordance with Business and Professions Code section 6086.10 and are enforceable both as provided in Business and Professions Code section 6140.7 and as a money judgment.

S213612**JUAREZ ON DISCIPLINE**

Recommended discipline imposed

The court orders that CHRISTIAN RHADAMES JUAREZ, State Bar Number 175611, is suspended from the practice of law in California for one year, execution of that period of suspension is stayed, and he is placed on probation for two years subject to the following conditions:

1. CHRISTIAN RHADAMES JUAREZ is suspended from the practice of law for the first 60 days of probation;
2. CHRISTIAN RHADAMES JUAREZ must comply with the other conditions of probation recommended by the Hearing Department of the State Bar Court in its Order Approving Stipulation filed on August 6, 2013; and
3. At the expiration of the period of probation, if CHRISTIAN RHADAMES JUAREZ has complied with all conditions of probation, the one-year period of stayed suspension will be satisfied and that suspension will be terminated.

CHRISTIAN RHADAMES JUAREZ must also take and pass the Multistate Professional Responsibility Examination within one year after the effective date of this order and provide satisfactory proof of such passage to the State Bar's Office of Probation in Los Angeles within the same period. Failure to do so may result in suspension. (Cal. Rules of Court, rule 9.10(b).)

Costs are awarded to the State Bar in accordance with Business and Professions Code section 6086.10 and are enforceable both as provided in Business and Professions Code section 6140.7 and as a money judgment.

S213615**KAGAN ON DISCIPLINE**

Recommended discipline imposed

The court orders that COREY MARTIN KAGAN, State Bar Number 228318, is suspended from the practice of law in California for three years, execution of that period of suspension is stayed, and he is placed on probation for three years subject to the following conditions:

1. COREY MARTIN KAGAN is suspended from the practice of law for the first 18 months of probation (with credit given for the period of interim suspension which commenced on May 15, 2011, and terminated on June 20, 2013).
2. COREY MARTIN KAGAN must comply with the other conditions of probation recommended by the Hearing Department of the State Bar Court in its Decision filed on August 7, 2013.
3. At the expiration of the period of probation, if COREY MARTIN KAGAN has complied with all conditions of probation, the three-year period of stayed suspension will be satisfied and that suspension will be terminated.

Costs are awarded to the State Bar in accordance with Business and Professions Code section 6086.10 and are enforceable both as provided in Business and Professions Code section 6140.7 and as a money judgment. Costs must be paid with his membership fees for the year 2015. If COREY MARTIN KAGAN fails to pay costs as described above, or as may be modified by the State Bar Court, costs are due and payable immediately.

S213617**LINEHAN ON DISCIPLINE**

Recommended discipline imposed

The court orders that ANDREW FRANCIS LINEHAN, State Bar Number 194350, is suspended from the practice of law in California for three years, execution of that period of suspension is stayed, and he is placed on probation for three years subject to the following conditions:

1. ANDREW FRANCIS LINEHAN is suspended from the practice of law for a minimum of the first one year of probation, and he will remain suspended until the following requirements are satisfied:
 - i. He pays all of the following sanctions ordered by the Superior Court of California, County of Riverside:
 - a. The \$2,600 award ordered on July 28, 2011 in *Sanchez v. Sanchez*, case no. SWD005757; and
 - b. The \$33,766.50 award ordered on November 19, 2010, in *Partee v. Colt Security, Inc., et al*, case no. INC087983; and
 - ii. If he remains suspended for two years or more as a result of not satisfying the preceding condition, he must also provide proof to the State Bar Court of his rehabilitation, fitness to practice and learning and ability in the general law before his suspension will be terminated. (Rules Proc. of State Bar, tit. IV, Stds. for Atty. Sanctions for Prof. Misconduct, std. 1.4(c)(ii).)
2. ANDREW FRANCIS LINEHAN must also comply with the other conditions of probation recommended by the Hearing Department of the State Bar Court in its Decision filed on July 16, 2013.

3. At the expiration of the period of probation, if ANDREW FRANCIS LINEHAN has complied with all conditions of probation, the three-year period of stayed suspension will be satisfied and that suspension will be terminated.

ANDREW FRANCIS LINEHAN must also comply with California Rules of Court, rule 9.20, and perform the acts specified in subdivisions (a) and (c) of that rule within 30 and 40 calendar days, respectively, after the effective date of this order. Failure to do so may result in disbarment or suspension.

Costs are awarded to the State Bar in accordance with Business and Professions Code section 6086.10 and are enforceable both as provided in Business and Professions Code section 6140.7 and as a money judgment.

S213618**LOOMIS ON DISCIPLINE**

Recommended discipline imposed: disbarred

The court orders that DAVID HAYDEN LOOMIS, State Bar Number 110940, is disbarred from the practice of law in California and that his name is stricken from the roll of attorneys.

DAVID HAYDEN LOOMIS must also comply with California Rules of Court, rule 9.20, and perform the acts specified in subdivisions (a) and (c) of that rule within 30 and 40 calendar days, respectively, after the effective date of this order.

Costs are awarded to the State Bar in accordance with Business and Professions Code section 6086.10 and are enforceable both as provided in Business and Professions Code section 6140.7 and as a money judgment.

S213620**MORRISON ON DISCIPLINE**

Recommended discipline imposed: disbarred

The court orders that JOHN ANDREW MORRISON, State Bar Number 202706, is disbarred from the practice of law in California and that his name is stricken from the roll of attorneys.

JOHN ANDREW MORRISON must also comply with California Rules of Court, rule 9.20, and perform the acts specified in subdivisions (a) and (c) of that rule within 30 and 40 calendar days, respectively, after the effective date of this order.

Costs are awarded to the State Bar in accordance with Business and Professions Code section 6086.10 and are enforceable both as provided in Business and Professions Code section 6140.7 and as a money judgment.

S213624**PORTERFIELD ON
DISCIPLINE**

Recommended discipline imposed: disbarred

The court orders that BRAD DANIEL PORTERFIELD, State Bar Number 134060, is disbarred from the practice of law in California and that his name is stricken from the roll of attorneys.

BRAD DANIEL PORTERFIELD must make restitution to the following payees:

- (1) Christine Bellwood in the amount of \$35,000 plus 10 percent interest per year from July 18, 2012; and
- (2) Rebecca McKeown in the amount of \$28,333 plus 10 percent interest per year from July 8, 2009.

Any restitution owed to the Client Security Fund is enforceable as provided in Business and Professions Code section 6140.5, subdivisions (c) and (d).

BRAD DANIEL PORTERFIELD must also comply with California Rules of Court, rule 9.20, and perform the acts specified in subdivisions (a) and (c) of that rule within 30 and 40 calendar days, respectively, after the effective date of this order.

Costs are awarded to the State Bar in accordance with Business and Professions Code section 6086.10 and are enforceable both as provided in Business and Professions Code section 6140.7 and as a money judgment.

S213631**STEPHENS ON DISCIPLINE**

Recommended discipline imposed: disbarred

The court orders that JAMES WADE STEPHENS, State Bar Number 194788, is disbarred from the practice of law in California and that his name is stricken from the roll of attorneys.

JAMES WADE STEPHENS must also comply with California Rules of Court, rule 9.20, and perform the acts specified in subdivisions (a) and (c) of that rule within 30 and 40 calendar days, respectively, after the effective date of this order.

Costs are awarded to the State Bar in accordance with Business and Professions Code section 6086.10 and are enforceable both as provided in Business and Professions Code section 6140.7 and as a money judgment.

S213632**SUAREZ M. ON DISCIPLINE**

Recommended discipline imposed

The court orders that GUILLERMO SUAREZ M., State Bar Number 181893, is suspended from the practice of law in California for one year, execution of that period of suspension is stayed, and he is placed on probation for one year subject to the following conditions:

1. GUILLERMO SUAREZ M. must comply with the conditions of probation recommended by the Hearing Department of the State Bar Court in its Order Approving Stipulation filed on August 9, 2013; and
2. At the expiration of the period of probation, if GUILLERMO SUAREZ M. has complied with the terms of probation, the one-year period of stayed suspension will be satisfied and that suspension will be terminated.

GUILLERMO SUAREZ M. must also take and pass the Multistate Professional Responsibility Examination within one year after the effective date of this order and provide satisfactory proof of such passage to the State Bar's Office of Probation within the same period. Failure to do so may result in suspension. (Cal. Rules of Court, rule 9.10(b).)

Costs are awarded to the State Bar in accordance with Business and Professions Code section 6086.10 and are enforceable both as provided in Business and Professions Code section 6140.7 and as a money judgment. One-half of the costs must be paid with his membership fees for each of the years 2015 and 2016. If GUILLERMO SUAREZ M. fails to pay any installment as described above, or as may be modified by the State Bar Court, the remaining balance is due and payable immediately.